

ORDER BELOW EXH. 5 IN R.C.S.NO.179/2020

(Passed on 10/11/2020)

01] This application is filed by plaintiffs under Order XXXIX Rules 1 and 2 read with Section 151 of the Code of Civil Procedure, 1908.

02] Perused the application, plaint and documents placed on record alongwith list Exh.3. Heard learned Advocate Shri. K.S.Tambe for plaintiffs.

03] This is suit for partition, declaration and permanent injunction. After considering averments from the plaint and documents placed on record, I don't find any urgency in the matter to grant *ad interim* injunction. No circumstances are made out to establish that very purpose of filing the suit will be frustrated if *ad interim* injunction is not granted. After considering nature of dispute, prior to passing any *ad interim* order on this application, I find it appropriate to hear defendants No.1 to 7. Hence, issue show cause notice to defendants No.1 to 7 as to why injunction as prayed by plaintiffs should not be granted against them returnable on **08/12/2020**.

Sd/-XXX

(D. S. Jadhav)

Jt. Civil Judge, Junior Division,
Sinnar

Place : Sinnar
Date : 10/11/2020